

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

RLI INSURANCE COMPANY,

Plaintiff,

v.

FIFTH THIRD BANCORP,

Defendant.

Case No. 1:14-cv-00802

Beckwith, J.  
Bowman, M.J.

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FIFTH THIRD BANCORP, et al.,

Plaintiff,

v.

CERTAIN UNDERWRITERS AT LLOYD'S  
SUBSCRIBING TO POLICY NUMBERS  
B0509QA048710 AND B0509QA051310, et al.,

Defendants.

Case No. 1:14-cv-00869

Beckwith, J.  
Bowman, M.J.

**ORDER**

This matter is before the Court on the parties' Joint Motion to Reset Calendar Order (doc. 68 in 1:14-cv-00802; doc. 75 in 1:14-cv-869). The parties represent that additional time is needed to conduct all necessary discovery in a way that will be efficient to both the parties and the Court.

Having reviewed this matter the Court finds the parties' motion well taken. Accordingly, the joint motion (doc. 68 in 1:14-cv-00802; doc. 75 in 1:14-cv-869) is

hereby GRANTED. The Court's Calendar Order of March 12, 2015 (doc. 31 in 1:14-cv-00802; doc. 35 in 1:14-cv-869), and as amended on February 19, 2016, April 22, 2016, August 24, 2016 and September 2, 2016 is hereby VACATED. The instant cases shall now proceed as follows:

Private mediation before The Honorable Randall Newsome: **October 18, 2016**

Plaintiffs RLI Insurance and Fifth Third Bancorp to Produce  
Expert Reports: **October 31, 2016**

Deadline for filing responses to Fifth Third Bank's Objection  
to Magistrate Judge's Order (doc. 72 in 1:14-cv-00869): **October 31, 2016**

Deadline for Production of Expert Reports of Defendants  
Certain Underwriters at Lloyd's Subscribing to Policy  
Nos. B0509QA048710 and B0509QA051310, Axis Insurance  
Company, Federal Insurance Company, and Defendants  
Continental Insurance Company, Fidelity and Deposit Insurance  
Company, St. Paul/Mercury Insurance Company, Defendant  
Fifth Third and Counterclaim Defendant RLI Insurance  
Company: **December 31, 2016**

Deadline to Produce Rebuttal Expert Reports from all parties: **January 31, 2017**

Discovery Deadline: **March 1, 2017**

Dispositive Motion deadline: **March 15, 2017**

The current final pretrial conference and trial dates are hereby VACATED, to be rescheduled on the docket of Judge Beckwith.

Additionally, upon the agreement of the parties, the July 27, 2016 order issued by the undersigned (doc. 70 in 1:14-cv-00869) which stays discovery relating to Fifth Third's bad faith allegation remains in effect until Judge Beckwith decides Fifth Third's pending objections. Should the Court sustain the decision of the undersigned, the stay pertaining to Fifth Third's bad faith allegation shall remain in effect until March 15, 2017.

Fifth Third Bank does not waive any right it may have to seek further reconsideration regarding the stay and bifurcation of bad faith discovery.

**SO ORDERED.**

s/Stephanie K. Bowman  
Stephanie K. Bowman  
United States Magistrate Judge